

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF YAVAPAI**

**DIVISION: 6**

**By HON. WARREN R. DARROW**

**CASE NO. P1300CR20081339**

**JEANNE HICKS, CLERK**

**By: Heather Smith, Deputy Clerk**

**DATE: July 29, 2010**

**FILED**

**DATE: 07/29/10**

**8:54 O'Clock A.M.**

**JEANNE HICKS, CLERK**

**BY: HEATHER SMITH**

**Deputy**

**TITLE:**

**STATE OF ARIZONA**

(Plaintiff)

**vs.**

**STEVEN CARROLL DEMOCKER**

(D-1)

(Defendant)

**COUNSEL:**

**Yavapai County Attorney (e)**

(For Plaintiff)

**John Sears (e)**

**Larry Hammond & Anne Chapman (e)**

**OSBORN MALEDON, P.A.**

(For Defendant)

**HEARING ON:**

Jury Trial – Day 31

**NATURE OF PROCEEDINGS**

**COURT REPORTER**

Christy Harrington

**START TIME: 8:54 a.m.**

**APPEARANCES:** Joseph Butner, Deputy County Attorney  
Jeff Paupore, Deputy County Attorney  
John Sears, Counsel for Defendant  
Larry Hammond, Counsel for Defendant  
Anne Chapman, Counsel for Defendant  
Steven Carroll Democker, Defendant in Custody

At 8:42 a.m., Court reconvenes with both County Attorney's, all Defense Counsel and the Defendant present, outside the presence of the jury panel.

Counsel for Defendant, Sears, addresses the Court as to photographs (exhibits) of the bicycle tracks from the tire rolling experiment.

Based upon this Court's previous rulings, Counsel requests the photographs (exhibits) not be permitted.

Counsel for State, Butner, believes the photographs are appropriate.

Court indicates, he is not inclined at this time to allow all the photos to go to the Jury.

Counsel for state may use the photos and have them admitted, however; may not show them all to the Jury Panel and may not pass them around the Jury Panel.

Counsel for State believes he only has 9 photos to which he would show to the Jury Panel.

Discuss the possibility of custodians of record witnesses.

At 9:34 a.m., the Court exits the Courtroom.

At 9:37 a.m., Court reconvenes with both County Attorney's, all Defense Counsel, Defendant and the Jury Panel present.

Daniel Brent Winslow is sworn and testifies.

Exhibit 2415 is admitted without objection.

Exhibit 2416 is admitted without objection.

Exhibit 2417 is admitted without objection.

Exhibit 2418 is admitted without objection.

Exhibit 2754 is admitted without objection.

Exhibit 2419 is admitted without objection.

Exhibit 2420 is admitted without objection.

Exhibit 2421 is admitted over objection of Defense Counsel.

Exhibit 2755 is admitted without objection.

Exhibit 2757 is admitted without objection.

Court reminds the Jury Panel of the admonition. The Jury Panel shall return in 15 minutes.

At 10:31 the Jury Panel exits the Courtroom.

Court, Counsel and Defendant remain.

Counsel for Defendant addresses the testimony of Detective Winslow and Judge Lindberg's previous ruling.

Discussion ensues.

\*\*\*\*\* Recess at 10:34 a.m. \*\*\*\*\*

At 10:58 a.m., Court reconvenes with Counsel, Defendant and the Jury Panel present.

Daniel Brent Winslow resumes testifying, having previously been sworn.

Exhibit 2758 is admitted without objection.

Exhibit 2759 is admitted without objection.

Exhibit 2760 is admitted without objection.

Exhibits 2415, 2416, 2417, 2418, 2754, 2419, 2420, 2421, 2755, 2448, 2757, 2758, 2759 and 2760 are published to the Jury Panel.

Exhibit 2761 is admitted without objection.

Exhibit 2422 is admitted without objection.

Exhibit 2762 is admitted without objection.

Exhibit 2764 is admitted over objection of Counsel for Defendant.

Exhibit 2423 is admitted without objection.

Exhibit 2424 is admitted without objection.

Exhibit 2766 is admitted without objection.

Exhibit 2425 is admitted without objection.

Exhibit 2426 is admitted without objection.

Exhibit 2767 is admitted without objection.

Exhibit 2769 is admitted without objection.

Exhibit 2768 is admitted without objection.

Court reminds the Jury Panel of the admonition. The Jury Panel shall return at 1:20 p.m.

\*\*\*\*\* Recess at 12:02 p.m. \*\*\*\*\*

At 1:25 p.m., Court reconvenes with Counsel, Defendant and the Jury Panel present.

Daniel Brent Winslow resumes testifying, having previously been sworn.

Exhibit 2427 is admitted without objection.

Exhibit 2430 is admitted without objection.

Exhibit 2431 is admitted over objection by Counsel for Defendant.

Exhibits 2761, 2422, 2762, 2764, 2423, 2424, 2766, 2425, 2426, 2767, 2769, 2768, 2427, 2430 and 2431 are published to the Jury Panel.

Exhibit 2432 is admitted without objection.

Exhibit 2775 is admitted without objection.

Exhibit 2774 is admitted without objection.

Exhibit 2777 is admitted without objection.

Exhibit 2433 is admitted without objection.

Exhibit 2434 is admitted without objection.

Exhibit 2778 is admitted without objection.

Exhibit 2779 is admitted without objection.

Exhibit 2435 is admitted without objection.

Exhibit 2780 is admitted without objection.

Exhibit 2436 is admitted without objection.

Exhibit 2781 is admitted without objection.

Exhibit 2782 is admitted without objection.

Exhibits 2438 and 2439 are admitted without objection.

Exhibits 2440 and 2441 are admitted without objection.

Exhibit 2445 is admitted without objection.

Exhibits 2443 and 2444 are admitted without objection.

Exhibit 2446 is admitted without objection.

Court reminds the Jury Panel of the admonition. The Jury Panel shall return at 3:15 p.m.

At 2:47 p.m., the Jury Panel exits the Courtroom.

Court, Counsel and Defendant remain.

Parties discuss the Courts prior ruling as to the publishing of the photographs (exhibits) of the bike rolling experiment.

Counsel for Defendant still believes the photos shall not be showed to the Jury Panel.

Counsel for State objects once again.

Court believes the photos are admissible at this time and may be submitted to the Jury Panel.

\*\*\*\*\* Recess at 3:02 p.m. \*\*\*\*\*

At 3:21 p.m., Court reconvenes with Counsel, Defendant and the Jury Panel present.

Daniel Brent Winslow resumes testifying, having previously been sworn.

Court addresses a note from the Jury Panel as to the viewing of exhibits.

Exhibit 2738 is admitted without objection.

Exhibit 2740 is admitted over the objection of Counsel for Defendant.

Exhibit 2741 is admitted over the objection of Counsel for Defendant.

Exhibit 2744 is admitted without objection.

Exhibit 2746 is admitted over the objection of Counsel for Defendant.

Exhibit 549 is admitted without objection.

Court reminds the witness of the Rule excluding witnesses.

Court reminds the Jury Panel of the admonition and directs the Jury Panel to return tomorrow morning at 9:00 a.m.

Court adjourns at 4:53 p.m.

cc: Dean Trebesch (Contract Administrator) (PD) (e)  
Christopher DuPont, Trautman DuPont PLC,  
Counsel for Victims Charlotte and Katherine DeMocker  
YCSO – Detention Records (e)  
Victim Services (e)  
John Napper, Counsel for Renee Girard(e)  
Division 6